

**FILED**

SEP 20 2024

CLERK U.S. DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
BY V. DEPUTY CLERK

1. KENNARD LEE DAVIS #7-78448  
 2. (CMC) STATE PRISON  
 3. P.O. Box 8101  
 4. SAN LUIS OBISPO, CA. 93409-8101

UNITED STATES DISTRICT COURT  
 EASTERN DISTRICT OF CALIFORNIA  
 FRESNO DIVISION

12. JANINE CHANDLER ET AL | CASE NO. 1:21-CV-01657-JLT-HBK  
 13. | MOVE NOTICE AND MOTION OF (WOULD BE  
 14. PLAINTIFFS | INTERVENOR) TRANSFER TO THE MENTAL  
 15. | HEALTH CRISIS BED UNIT AT (CMC)  
 16. V. | CALIFORNIA MENS COLONY STATE PRISON  
 17. | AND TEMPORARY INSANITY PLACEMENT.  
 18. JEFFERY MACOMBER ET AL | REQUEST FOR EQUITABLE TOLLING TO FILE OBJECTION  
 19. | (30) THIRTY days. SEE, LOTT V. MUELLER 304 F.3d  
 20. DEFENDANTS | 918, 924 (9TH CIR. 2005)  
 21. TO: UNITED STATES DISTRICT COURT Judge: TENKITER L. THORPSON  
 22. EASTERN DISTRICT OF CALIFORNIA  
 23. I, (KENNARD LEE DAVIS), WOULD BE INTERVENOR WILL NOW MOVE THIS HONORABLE  
 24. COURT FOR (MOVE) NOTICE AND MOTION OF (WOULD BE INTERVENOR) TRANSFER TO THE  
 25. MENTAL HEALTH CRISIS BED UNIT AT (CMC) AND TEMPORARY INSANITY PLACEMENT.  
 26. OR HOUSING. REQUEST FOR EQUITABLE TOLLING TO FILE OBJECTIONS (30) THIRTY days.  
 27. AUTHORITY: BILLS V. CLARK 628 F.3d 1092, 1099 (9TH CIR. 2010)  
 28. DATE: SEPTEMBER 18, 2024 (1) Kennard Lee Davis  
 PROSE (WOULD BE INTERVENOR)

## DECLARATION

1. I, [KENNARD LEE DAVIS], PROSE (WOULD BE INTERVIEWER) IN THE ABOVE  
 2. MENTION ENTITLED CASE AND CAUSE DEPOSE AND DECLARE THAT I  
 3. AM THE UNDERSIGNED AND STATE AS FOLLOWS: I HAVE SAFETY CONCERNS  
 4. #1). THAT ON FRIDAY SEPTEMBER 6, 2024, WHILE I WAS HELD, OR  
 5. INCARCERATED AT (SVSP) SALINAS VALLEY STATE PRISON. I WAS PLACED AND  
 6. PUT UNDER MENTAL HEALTH DOCTOR'S ORDER'S. I WAS THEN TRANSFER TO  
 7. CALIFORNIA MEN'S COLONY STATE PRISON (CMC). I WAS PLACED, OR  
 8. INCARCERATED IN THE MENTAL HEALTH CRISIS BED UNIT LOCATED AT  
 9. (CMC) P.O. BOX 8101, SAN LUIS OBISPO, CA. 93409-8101 FOR SAFETY CONCERNS  
 10. #2). THAT SINCE FRIDAY SEPTEMBER 6, 2024, MY LEGAL AND  
 11. PERSONAL PROPERTY HAVE BEEN TAKEN AWAY, CONFISCATED, AND/OR  
 12. DESTROYED. THAT I HAVE NO ACCESS TO THE INMATE LAW LIBRARY.  
 13. I HAVE BEEN DENIED MY INCOMING CONFIDENTIAL, OR LEGAL MAIL  
 14. LETTERS. I HAVE BEEN PLACED IN MENTAL HEALTH ISOLATION STATUS.  
 15. WHICH IS VIRTUALLY AN EMPTY ROOM WITH A TOILET, MATTRESS, AND PIN  
 16. #3). AS OF SUNDAY SEPTEMBER 15, 2024, I AM UNAWARE OF MY  
 17. POTENTIAL DISCHARGE DATE FROM (CMC) MENTAL HEALTH CRISIS BED  
 18. UNIT, AND/OR MENTAL HEALTH ISOLATION STATUS, OR WHEN I WILL  
 19. BE REINSTATED WITH ACCESS TO MY LEGAL AND PERSONAL PROPERTY.  
 20. ACCESS TO AN INMATE LAW LIBRARY, OR ACCESS TO AN INMATE TABLET DEVICE  
 21. I DO NOT KNOW, OR UNSURE WHAT IS THE DISTRICT COURT'S ADDRESS.  
 22. #4). ON SEPTEMBER 11, 2024, THIS ENTITLED COURT RULED/DECIDED  
 23. OR RENDERED JUDGMENT ON CHANDLER ET, AL, V. MACOMBER ET, AL (2024) U.S. 21  
 24. KEVIN NO. 163558, DECLARANT/PROSE REQUEST EQUITABLE TOLLING (30) THIRTY DAYS TO REP.  
 25. AUTHORITIES: LAWS V. LAMARQUE 351 F.3d 919, 922 (9TH CIR. 2003)  
 26. I DECLARE UNDER THE LAWS OF PERURY THAT THE ABOVEMENT IS TRUE AND CORRECT.  
 27. DATE: SEPTEMBER 15, 2024 (2) Kennard Lee Davis  
 28. DECLARANT/PROSE (WOULD BE INTERVIEWER)